Probate Notes for June 24, 2014

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. Unless an appearance at the hearing is otherwise required by law, if petitioner submits a proposed order prior to the hearing and the recommendation is to grant the petition, no appearance is necessary. If you are scheduled to appear and there is no probate note issued in your case, you should appear as scheduled. If you wish to continue a matter, you must contact the civil division at (530) 406-6704, at least two (2) court days before your hearing.

Please note: The following probate matters will be heard in **Department Two at 9:00 a.m.**

CASE: **Conservatorship of Flores**
               Case No. CV PC 14-68

The Court notes the following deficiencies:

1. Petitioner failed to serve the regional center with a copy of the petition at least 30 days before the hearing date. (Prob. Code, §§ 1461.4, 1822, subd. (e).)
2. A confidential written report of the regional center's findings and recommendations must be filed with the Court. (Prob. Code, § 1827.5.) The regional center's report must also be mailed, at least five days prior to the hearing, to the proposed conservatee and the petitioner, or attorney of the petitioner. (*Ibid.*)

CASE: **Conservatorship of Marshall**
               Case No. CV PC 14-73

The Court notes the following deficiency: Petitioner failed to file a proposed *Order Appointing Court Investigator* (form GC-330). (Petition, ¶ 13.)

CASE: **Estate of Kearns**
               Case No. CV PB 14-75

It is recommended to grant the petition for letters of administration, and for full authority under the Independent Administration of Estates Act. (Prob. Code, § 8000 et seq.) Petitioner is directed to submit a proposed order prior to the date of the hearing.

CASE: **In the Matter of the Hess Family Trust**
               Case No. CV P2 14-30

It is recommended to grant the petition for approval of payment of attorney's fees. (Prob. Code, § 17200, subds. (b)(5), (9).)